

**CALFRESH (CF) PROGRAM
REQUEST FOR POLICY/REGULATION INTERPRETATION**

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 9/13/17 NEED RESPONSE BY: ASAP
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: Humboldt County
3. PHONE NO.:	7. SUBJECT: SAR 7 Completeness; Excluded members.
4. REGULATION CITE(S): 63-503.443/.45; 63-505.31; 63-508.44	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s).

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):
The QR 7 and QR 7A both specified SSI/SSP benefits as a type of income to be reported on the income question. Based on this it was previously understood that a QR 7 was incomplete if SSI/SSP benefits weren't reported even though the recipient is excluded from the household.

The new SAR 7 specifies "Social Security" and the SAR 7A specifies "SSI" and nothing in regulations seems to support considering the report incomplete due to failure to report the income of an excluded or non household member (see back page for applicable regulation citations).

Should a SAR 7 be considered incomplete if the income of an excluded SSI/SSP recipient or ineligible student isn't reported?

10. REQUESTOR'S PROPOSED ANSWER:
No, the information doesn't pertain to CalFresh and isn't needed to determine eligibility so a SAR 7 without the income of these excluded members would still meet all the requirements of a complete QR 7 as listed at 63-508.4.
We also can't require that CalFresh recipients report the income of excluded or non household members when this income isn't considered available to them as stated in 63-503.45.

11. STATE POLICY RESPONSE ~~(CFPB-USE ONLY)~~:

Based on the scenario above, CDSS concurs with the proposed response.

FOR CDSS USE

DATE RECEIVED: September 25, 2017	DATE RESPONDED TO COUNTY/ALJ: September 26, 2017 RA
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CALFRESH (CF) PROGRAM REQUEST FOR POLICY/REGULATION INTERPRETATION (Continued)

1. RESPONSE NEEDED DUE TO: <input type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST:	NEED RESPONSE BY:
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION:	
3. PHONE NO.:	7. SUBJECT:	
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63-503.443 "The eligibility and monthly allotment of any remaining household members of a household containing individuals excluded for being an SSI/SSP recipient or ineligible student shall be determined in accordance with the requirements for nonhousehold members as specified in Section 63-503.45."

63-503.45 "The income and resources of nonhousehold members as specified in Section 63-402.21 and the excluded household members specified in 63-402.225, .226 and .322 shall not be considered available to the household."

63-505.3 (QR) "Households shall report on a quarterly basis, the following information about the household."

-Excluded members like nonhousehold members are by definition not part of the "household" and should not be considered part of this responsibility.

63-508.44 (QR7 completeness criteria) "All questions and items pertaining to food stamp eligibility are fully answered and provide the CWD with the information to correctly determine eligibility and benefit level"...

-The income of an SSI/SSP recipient or ineligible student does not pertain to CalFresh eligibility and is not needed to correctly determine eligibility and benefit level.